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Claudia Bader

(Type or print name of person mailing paper)

Date: December 11, 2003Claudia Bader

(Signature of person mailing paper)

2926R-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

James N. Vinci

Group Art Unit: 1714

Serial No. 09/432,539

Examiner: C. Toomer

Filed: November 3, 1999

For: LUBRICANTS HAVING OVERBASED METAL SALTS AND ORGANIC PHOSPHITES

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Office Action mailed October 7, 2003 for which a three month period of response is given.

REMARKS

Claims 1-3, 6, 8-12 and 14-20 are pending in the application.

Claims 1-3, 6, 8-12 and 14-20 stand finally rejected as being anticipated under 35 USC §102(b) by Ichihashi et al (U.S. Patent 5,792,731). The Examiner states that Ichihashi et al teach a lubricating composition comprising a phosphorus extreme pressure

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